

JUN 26 2007

LAW OFFICES
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FAX TRANSMITTAL COVER SHEET

TO: Commissioner for Patents-Patent Technology Center 2600

FAX NO: 571-273-8300

FROM: Stuart J. Friedman

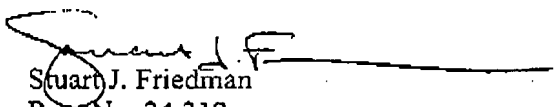
DATE: June 26, 2007

12 Sheets (including Cover Sheet)

Re: U.S. Patent Application No. 09/716,845; Our Ref: 745442-25

Dear Sir:

Enclosed is a duplicate copy of a petition to withdraw the holding of abandonment based on the failure of undersigned counsel, attorney of record, to receive the office action dated March 17, 2005. The original petition was faxed to 571-273-8300 on March 1, 2007, as indicated by the Certificate of Transmission on the petition. In view of the fact that the Office does not appear to have acted on this petition when originally filed, expedited treatment is respectfully requested.


Stuart J. Friedman
Reg. No. 24,312

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This message and any attachments thereto is confidential and intended solely for the person to whom it is addressed. It may contain privileged and confidential information. If you are not the intended recipient you must not read, copy, distribute, discuss or take any action in reliance on it. If you have received this information in error, please notify us as soon as possible at 301-829-1003 or sfriedman@hughes.net. Thank you.

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FAX TRANSMITTAL COVER SHEET

TO: Commissioner for Patents-Patent Technology Center 2600

FAX NO: 571-273-8300

FROM: Stuart J. Friedman

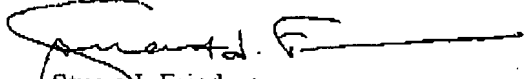
DATE: March 1, 2007

11 Sheets (including Cover Sheet)

Re: U.S. Patent Application No. 09/716,845; Our Ref: 745442-25

Dear Sir:

Enclosed is a petition to withdraw the holding of abandonment based on the failure of undersigned counsel, attorney of record, to receive the office action dated March 17, 2005.


Stuart J. Friedman
Reg. No. 24,312

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-JUN 26 2007

PATENT
Docket No. 745442-25
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:)
Luc VANTALON et al) Group Art Unit: 2643
Serial No. 09/716,845) Examiner: UNKNOWN
Filed: November 16, 2000)
For: DIGITAL TELEVISION)
CONDITIONAL ACCESS METHODS)
AND APPARATUS FOR)
SIMULTANEOUSLY HANDLING)
MULTIPLE TELEVISION PROGRAMS)

CERTIFICATE OF MAILING OR TRANSMISSION
[37 CFR 1.8(a)]

I hereby certify that this correspondence is being transmitted by facsimile on March 1, 2007 to the United States Patent and Trademark Office at (571) 273-8300, addressed to:, Commissioner for Patents, Patent Technology Center 2600, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Signature: _____

Name: Stuart J. Friedman**PETITION TO WITHDRAW HOLDING OF ABANDONMENT BASED ON FAILURE
TO RECEIVE OFFICE ACTION**

Commissioner for Patents
Patent Technology Center 2600
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant respectfully requests that the holding of abandonment based upon failure to timely respond to an office action dated March 17, 2005 be withdrawn on the ground that the office action was never received by undersigned counsel.

Undersigned counsel submitted a Power of Attorney and Change of Correspondence Address together with a Status Inquiry on January 5, 2005 (Exhibit A). Undersigned counsel was advised in a telephone conference with the Examiner in charge of the above-captioned application and the Office of Petitions on February 15, 2007 that the Electronic Filing System

JUN 26 2007

Docket No. 745442-25

Serial No. 09/716,845

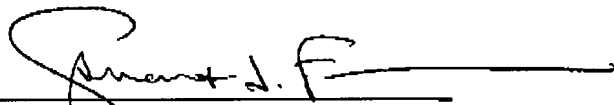
Page 2

confirmed the Power of Attorney had been filed and received but that PALM was never updated to reflect the newly appointed attorney. Undersigned counsel was also informed that an office action was mailed on March 17, 2005 and, when no response was filed, a Notice of Abandonment was mailed on April 13, 2006. Undersigned counsel was also informed that it appeared that both the office action and Notice of Abandonment were mailed to the prior attorney of record and not to the attorney appointed by the Power of Attorney filed on January 5, 2005. Undersigned counsel was also informed that the Notice of Abandonment was returned to the Office as undeliverable. No response was ever received to the Status Inquiry.

The office action of March 17, 2005 was not received by undersigned counsel. A search of the file jacket and docket records indicates that the Notice of Allowance was not received. Attached hereto as Exhibit B are copies of the docket records of undersigned counsel for the weeks immediately preceding and following June 17, 2005, the date that a response to the office action would have been due if the office action in fact was dated March 17, 2005. Had the Notice of Allowance been received, the need to file a response would have been docketed as Docket No. 745442-25 for June 17, 2005.

It appears to be clear that the Office failed to enter the Power of Attorney filed January 5, 2005 into PALM and, therefore, mailed the office action of March 17, 2005 to the prior attorney of record rather than to the undersigned. Accordingly, it is respectfully requested that this petition be granted and the office action of March 17, 2005 be re-mailed.

Respectfully submitted,



Stuart J. Friedman
Registration No. 24,312

28930 Ridge Road
Mt. Airy, MD 21771
Telephone: (301) 829-1003
Facsimile: (301) 829-4107

EXHIBIT A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

This will acknowledge receipt of the following:

1. Status Inquiry
2. Revocation of Power, New Power and Change of Correspondence Address
3. Statement Under 37 CFR 3.73(b) and copies of Assignment and Recordation Cover Sheet

In re Patent Application of:

Inventor: Luc VANTALON et al

Serial No. 09/716,845

Filed: November 16, 2000

Title: DIGITAL TELEVISION CONDITIONAL ACCESS METHODS AND APPARATUS, etc.

Docket No. 745442-25

Date: January 3, 2005



PLEASE DATE STAMP AND RETURN

JUN 26 2007

PATENT
Docket No. 745442-25

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:)
Luc VANTALON et al) Group Art Unit: 2643
Serial No. 09/716,845) Examiner: Not yet assigned
Filed: November 16, 2000)
For: DIGITAL TELEVISION)
CONDITIONAL ACCESS METHODS)
AND APPARATUS, ETC.)

CERTIFICATE OF MAILING OR TRANSMISSION
[37 CFR 1.8(a)]

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage for First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on January 3, 2005.

Signature: 

Name: Stuart J. Friedman

STATUS INQUIRY

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Please advise, in writing, the current status of the above-identified application and when the first office action can be expected.

Respectfully submitted,



Stuart J. Friedman
Registration No. 24,312

Law Offices of Stuart J. Friedman
28930 Ridge Road
Mt. Airy, MD 21771
(301) 829-1003

NVA282297.1

26 Nov 2004 15:57

SCM MICROSYSTEMS

0499895955170

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PTO/SB/82 (09-04)

Approved for use through 11/30/2005. OMB 0631-0035
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**REVOCATION OF POWER OF
ATTORNEY WITH
NEW POWER OF ATTORNEY
AND
CHANGE OF CORRESPONDENCE ADDRESS**

Application Number	09/718,845
Filing Date	November 16, 2000
First Named Inventor	Luc VANTALON
Art Unit	2843
Examiner Name	
Attorney Docket Number	745442-25

I hereby revoke all previous powers of attorney given in the above-identified application.

☐ A Power of Attorney is submitted herewith.

OR

☒ I hereby appoint the practitioners associated with the Customer Number:

41972

☒ Please change the correspondence address for the above-identified application to:☒ The address associated with
Customer Number:

41972

OR

☐ Firm or
Individual Name

Address

City

State

Zip

Country

Telephone

Fax

I am the:

☐ Applicant/Inventor.☒ Assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

SIGNATURE of Applicant or Assignee of Record

Signature SCM Microsystems (U.S.) Inc.

Name Robert Schindler, CEO

Date Nov 26 2004

Telephone 1438995955100

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ Total of _____ forms are submitted.

This collection of information is required by 37 CFR 1.36. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

JUN 26 2007

PTO/SB/98 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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STATEMENT UNDER 37 CFR 3.73(b)Applicant/Patent Owner: SCM Microsystems (U.S.) Inc.Application No./Patent No.: 09/716,845Filed/Issue Date: November 16, 2000Entitled: **DIGITAL TELEVISION CONDITIONAL ACCESS METHODS AND APPARATUS FOR SIMULTANEOUSLY HANDLING
MULTIPLE TELEVISION PROGRAMS**SCM Microsystems (U.S.) Inc., a corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.
The extent (by percentage) of its ownership interest is _____ %

In the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.
2. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.
3. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.☐ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Stuart J. Friedman

Signature

January 3, 2005

Date

Stuart J. Friedman

Printed or Typed Name

301-829-1003

Telephone Number

Attorney

Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

EXHIBIT B

SUNDAY	MONDAY	TUESDAY	WEDNESDAY
			740612-175 - Status Cl 740481-3 3rd MF
	6	7	8 741193-4 8/15 due
2	13 740612-148 1st MF due 12/11/05	14 740631-362 5/15 due 12/11/05 Flag Day (US)	15 740239-445 - 4/15 - 4/15 due 4/15
9 Father's Day	20 740605-84 - renewed due - end of grace period 740605-112 8/15 due 4/10/06	21 Summer begins	22
6	27	28 740558-30 2nd MF Foreign Affairs due	29 740631-290 8/15 due

JUNE 2005

THURSDAY	FRIDAY	SATURDAY
2 <u>748180-176 WOA revid?</u>	3	4
9	10 <u>745442-28 - C&S/ + Foreign Apples due</u>	11
16	17	18
23	24 St. Jean Baptiste (Québec)	25
30 <u>740551-81 - C&S Apples due 9/30/05</u>		

May 2005

S	M	T	W	T	F	S
1	2	3	4	5	6	7
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29	30	31				

June 2005

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26	27	28	29	30		

July 2005

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August 2005

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September 2005

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18	19	20	21	22	23	24
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October 2005

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